

## STATE OF ILLINOIS

**ILLINOIS COMMERCE COMMISSION**

CITIZENS UTILITIES COMPANY OF  
ILLINOIS d/b/a/ CITIZENS WATER  
RESOURCES

Docket No. 00-0194

**Petition for a Certificate of Public Convenience and Necessity to provide water and sanitary sewer service to parcels in McHenry County, pursuant to Section 8-104 of the Public Utilities Act; and for approval of a contract.**

CHIEF CLERK'S OFFICE

JUL 2 1 27 PM '01

ILLINOIS  
COMMERCE COMMISSION

## NOTICE OF APPEAL

TO: Ms. Donna Caton  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701

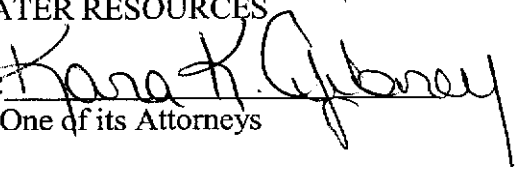
PLEASE TAKE NOTICE that, pursuant to Section 10-201 of the Illinois Public Utilities Act (“PUA”), 220 ILCS 5/10-201, and Section 200.890 of the Commission’s Rules of Practice, 83 Ill. Adm. Code 200.890, Citizens Utilities Company of Illinois d/b/a/ Citizens Water Resources (“Citizens” or “Petitioner”), by its attorneys, has appealed to the Appellate Court, Second District, from the Final Order in I.C.C. Docket No. 00-0194, entered on April 25, 2001.

Citizens filed its Application for Rehearing of the Final Order on May 24, 2001. The Commission denied Citizens' Application on June 6, 2001. A Certificate of Commission Action denying Citizens Application for Rehearing was served on June 7, 2001.

For the reasons stated in Citizens' Application for Rehearing, which is incorporated herein by reference, Citizens seeks review by the Appellate Court, Second District, of the Commission's Final Order. Citizens requests that the portion of the Final Order challenged in Citizens' Application for Rehearing be reversed or remanded, and that the Appellate Court, Second District, order such other relief as it deems just and proper.

Pursuant to Section 10-201(b) of the PUA, 220 ILCS 5/10-201(b), you are respectfully requested to file with the Clerk of the Appellate Court, Second District, a certified copy of the Final Order dated April 25, 2001 in Docket No. 00-0194 within 5 days after the filing of this Notice of Appeal. In addition, you are respectfully requested to certify and file the record within 15 days of being furnished with a copy of the record or appropriate stipulations.

CITIZENS UTILITIES COMPANY  
OF ILLINOIS d/b/a/ CITIZENS  
WATER RESOURCES

By:   
One of its Attorneys

DATED: June 29, 2001

Stephen J. Mattson  
Michele L. Odorizzi  
Kara K. Gibney  
Angela D. O'Brien  
Mayer, Brown & Platt  
190 S. LaSalle Street  
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(312) 782-0600

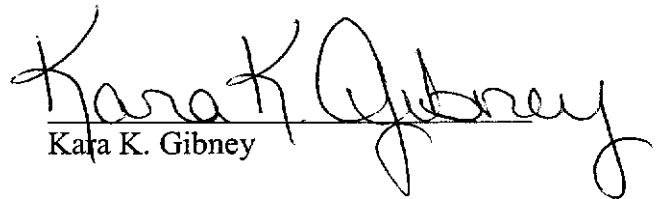
Lee Ann Conti  
Citizens Communications Company  
1000 Internationale Parkway  
Woodridge, IL 60517  
(630) 739-8868

## CERTIFICATE OF MAILING

I, Kara K. Gibney, an attorney, hereby certify that I caused the foregoing Notice of Appeal to be deposited in the United States mail, proper postage prepaid, on June 29, 2001, addressed to:

Loren J. Strotz  
Clerk of the Court  
Appellate Court of Illinois  
Second District  
Appellate Court Building  
55 Symphony Way  
Elgin, IL 60120

I also caused a copy of the foregoing Petition for Review to be deposited in the United States mail, proper postage prepaid, on June 29, 2001, addressed to each person listed on the attached service list.

  
Kara K. Gibney

## SERVICE LIST

**Docket No. 00-0194**

John Riley  
Hearing Examiner  
Illinois Commerce Commission  
160 N. LaSalle, Suite C-800  
Chicago, IL 60601

Steven Revethis  
Andrew Huckman  
Office of General Counsel  
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Boyd J. Springer  
Attorney for National Association of Water  
Companies, Illinois-Missouri Chapter  
Jones, Day, Reavis & Pogue  
77 West Wacker, Suite 3500  
Chicago, IL 60601-1692

**IN THE APPELLATE COURT OF ILLINOIS  
FOR THE SECOND DISTRICT**

|                                   |   |                        |
|-----------------------------------|---|------------------------|
| CITIZENS UTILITIES COMPANY OF     | ) |                        |
| ILLINOIS d/b/a/ CITIZENS WATER    | ) |                        |
| RESOURCES                         | ) |                        |
|                                   | ) | Petition for Review of |
| Petitioner,                       | ) | Order of the Illinois  |
|                                   | ) | Commerce Commission in |
| v.                                | ) | Docket No. 00-0194     |
|                                   | ) |                        |
| ILLINOIS COMMERCE COMMISSION, and | ) |                        |
| NATIONAL ASSOCIATION OF WATER     | ) |                        |
| COMPANIES, ILLINOIS-MISSOURI      | ) |                        |
| CHAPTER                           | ) |                        |
| Respondents.                      | ) |                        |

**PETITION FOR REVIEW**

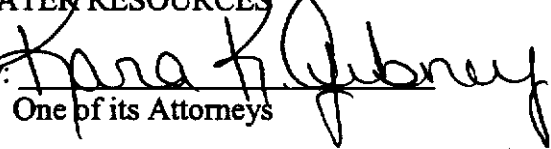
Pursuant to Section 10-201 of the Illinois Public Utilities Act ("PUA"), 220 ILCS 5/10-201, and Supreme Court Rule 335, Petitioner Citizens Utilities Company of Illinois d/b/a Citizens Water Resources ("Citizens") hereby petitions the court for review of the Final Order of the Illinois Commerce Commission ("Commission") in I.C.C. Docket No. 00-0194, entered on April 25, 2001. Citizens requests that the portion of the Final Order challenged in Citizens' Application for Rehearing be reversed or remanded, and that the Appellate Court, Second District, order such other relief as it deems just and proper.

Pursuant to Section 10-113 of the PUA, 220 ILCS 5/10-113, Citizens filed a timely Application for Rehearing with the Commission on May 24, 2001, which was denied on June 6, 2001. A Certificate of Commission Action denying Citizens' Application for Rehearing was served on June 7, 2001.

Attached hereto as Exhibit "A" is a copy of Citizens' Notice of Appeal filed with the Commission, pursuant to Section 10-201(b) of the PUA, 220 ILCS 5/10-201(b), together with proof of service of the Notice of Appeal.

CITIZENS UTILITIES COMPANY  
OF ILLINOIS d/b/a/ CITIZENS  
WATER RESOURCES

DATED: June 29, 2001

By:   
One of its Attorneys

Stephen J. Mattson  
Michele L. Odorizzi  
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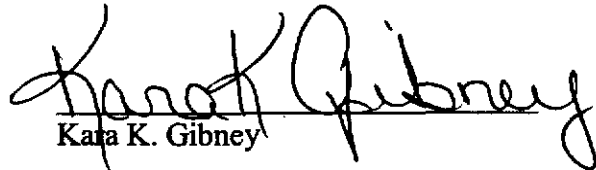
Lee Ann Conti  
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1000 Internationale Parkway  
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## CERTIFICATE OF MAILING

I, Kara K. Gibney, an attorney, hereby certify that I caused the foregoing Petition for Review to be deposited in the United States mail, proper postage prepaid, on June 29, 2001, addressed to:

Loren J. Strotz  
Clerk of the Court  
Appellate Court of Illinois  
Second District  
Appellate Court Building  
55 Symphony Way  
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Kara K. Gibney

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**IN THE APPELLATE COURT OF ILLINOIS  
FOR THE SECOND DISTRICT**

CITIZENS UTILITIES COMPANY OF  
ILLINOIS d/b/a CITIZENS WATER  
RESOURCES

Petitioner,

v.

ILLINOIS COMMERCE COMMISSION, and  
NATIONAL ASSOCIATION OF WATER  
COMPANIES, ILLINOIS-MISSOURI  
CHAPTER

Respondents.

Petition for Review of  
Orders of the Illinois  
Commerce Commission in  
I.C.C. Docket No. 00-0194

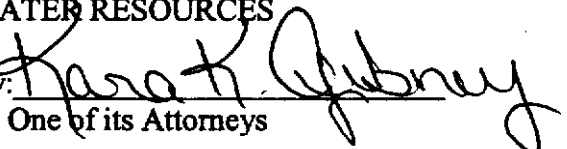
**NOTICE OF FILING**

TO: See attached service list.

PLEASE TAKE NOTICE that on June 29, 2001 Citizens Utilities Company of Illinois d/b/a Citizens Water Resources ("Citizens") filed with the Illinois Appellate Court, Second District, a Petition for Review and copy of a Notice of Appeal, copies of which are hereby served upon you.

CITIZENS UTILITIES COMPANY  
OF ILLINOIS d/b/a/ CITIZENS  
WATER RESOURCES

DATED: June 29, 2001

By:   
One of its Attorneys

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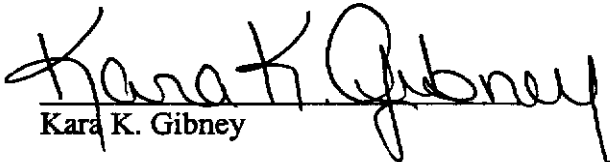
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